

In the High Court of Punjab and Haryana at Chandigarh

Date of Decision: April 30, 2015

1. CRM M-13942 of 2015

Gurdev Singh and another ... *Petitioners*

Versus

State of Punjab ... *Respondent*

2. CRM M-13944 of 2015

Ranjit Singh and another ... *Petitioners*

Versus

State of Punjab ... *Respondent*

3. CRM M-13946 of 2015

Kawaljit Singh and others ... *Petitioners*

Versus

State of Punjab .. *Respondent*

CORAM: HON'BLE MR. JUSTICE PARAMJEET SINGH

Present: Mr. Atul Lakhanpal, Sr. Advocate with
Mr. R.S.Chahal, Advocate,
for the petitioners.

Paramjeet Singh, J. (Oral)

By this common order, Criminal Misc. Petitions viz. CRM M-13942 of 2015, CRM M-13944 of 2015 and CRM M-13946 of 2015 are being decided together as these arise from the same FIR.

All the aforementioned three petition have been filed under Section 438 of the Code of Criminal Procedure for grant of pre-arrest bail to the petitioners in case FIR No. 126 dated 09.11.2014, under Sections 307, 336, 324, 323, 506, 148, 149 IPC and 25/27 of the Arms Act, registered at Police Station Chohla Sahib, District Tarn Taran.

Learned counsel for the petitioners contends that the occurrence took place on 09.11.2014. DDR No. 32 dated 25.11.2014 has been registered as a cross version after 16 days of occurrence. Learned counsel further contends that injuries have been manipulated and the petitioners have been falsely implicated in this case. In fact, injuries attributed to the petitioners have been manipulated.

I have considered the contentions raised by learned counsel for the petitioners and perused the record.

The fight is admitted between both the parties. Perusal of MLR of the complainant and other victims in cross case reveals that they reached the hospital on 09.11.2014 at 4.45 p.m. and were examined at 5.30 p.m. Number of injuries have been attributed to the petitioners. Perusal of the FIR reveals that Gurdev Singh armed with .12 bore rifle gave two gunshots on the person of Surjit Singh and pellets hit on his left eyebrow. Accused Sukhdev Singh also armed with .12 bore rifle gave two gunshots which hit below right knee and toe of right foot of Varinderjit Singh. Similar is the case of Kawaljit Singh, injuries have been attributed to him.

He was armed with kirpan and gave two reverse kirpan blows on the person of Manjinder Singh which hit on his left leg below the knee and on head above forehead. Karamjit Singh was also armed with kirpan and caused injury on the person of Surjit Singh, which hit on his left arm below elbow. Accused Gurmit Singh gave datar blow on the person of Manjinder Singh which hit his right leg below the knee. Injury has also been attributed to accused – Jaswant Singh. However, no injury has been attributed to Ranjit Singh, but he has been shown to be armed with deadly weapon.

Since the cross case is for the offences under Section 307 read with 148/149 IPC including Sections 25/27 of the Arms Act and petitioners were allegedly armed with deadly weapons and injuries have been attributed to them as afore-referred, no ground for anticipatory bail is made out.

All the aforementioned three petitions are dismissed.

April 30, 2015
vkd

[Paramjeet Singh]
Judge